



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/355,690	08/03/1999	YUKIO KURANO	MTS-3110	6804

7590 04/05/2006

RATNER & PRESTIA  
ONE WESTLAKES BERWYN  
PO BOX 980 SUITE 301  
VALLEY FORGE, PA 194820980

EXAMINER

ONUAKU, CHRISTOPHER O

ART UNIT	PAPER NUMBER
----------	--------------

2621

DATE MAILED: 04/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Supplemental  
Notice of Allowability**

Application No.

09/355,690

Examiner

Onuaku

Applicant(s)

KURANO ET AL.

Art Unit

2621

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☐ This communication is responsive to \_\_\_\_.
2. ☐ The allowed claim(s) is/are \_\_\_\_.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_.

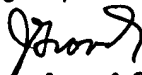
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date 8-3-1999
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_.
7. ☐ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_.

  
**James J. Groody**  
Supervisory Patent Examiner  
Art Unit 262 2621


**RatnerPrestia**

WE SPECIALIZE IN THE LAW OF CREATIVITY®

**RECEIVED  
CENTRAL FAX CENTER**
**MAR 15 2006**

☒ Suite 301, One Westlakes, Berwyn  
P.O. Box 980  
Valley Forge, PA 19482-0980  
Phone: 610-407-0700  
Fax: 610-407-0701

☐ Nemours Building  
1007 Orange Street, Suite 1100  
P.O. Box 1596  
Wilmington, DE 19899  
Phone: 302-778-2500  
Fax: 302-778-2600  
[www.ratnerprestia.com](http://www.ratnerprestia.com)

☐ Suite 265  
Commerce Corporate Center  
5100 Tilghman Street  
Allentown, PA 18104  
Phone: 610-530-8100  
Fax: 610-530-8200

**FAX FILING IN U.S. PATENT & TRADEMARK OFFICE**
**DATE:** March 15, 2006
**TIME:** 2:20 pm

<b>TO:</b>	USPTO	<b>FAX NO.:</b>	(571) 273-8300 / CENTRALIZED
<b>FROM:</b>	Daniel N. Calder	<b>ADMIN. ASST.:</b>	Fran Petrillo
<b>APPLN. NO.:</b>	09/355,690	<b>ATTY. DOCKET NO.:</b>	MTS-3110US
<b>TITLE OF APPLN.:</b> DATA PROCESSING SYSTEM, RECORDER/REPRODUCER, DATA PROCESSING METHOD AND FILE MANAGING METHOD			
<b>FILING DATE:</b>	August 3, 1999	<b>ART UNIT:</b>	2616
<b>FIRST INVENTOR:</b>	Y. KURANO, et al.	<b>CONF. NO.:</b>	6804
<b>TITLE OF DOCUMENT (and List of Attachments):</b> PETITION UNDER 1.181, TRANSMITTAL FORM, COPIES OF IDS/PTO-1449/RETURNED POSTCARD			

**Total Number of Pages:** 8 (including this form)

**COMMENTS**
**CONFIDENTIAL AND PRIVILEGED ATTORNEY/CLIENT INFORMATION**

This facsimile transmission (and/or documents accompanying it) may contain attorney/client privileged communications and confidential business information that is intended for use only by the individual or company to whom it is addressed. Disclosure, interception, copying or any other use of this transmission by anyone other than any intended recipient is prohibited. If you receive this transmission by mistake, please notify the sender.

**Please notify us immediately if you have not received the number of pages indicated above.**

BEST AVAILABLE COPY

**RECEIVED  
CENTRAL FAX CENTER**

**MAR 15 2006**

PTO/SB/21 (09-04)

Approved for use through 7/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1996, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/355,690
	Filing Date	August 3, 1999
	First Named Inventor	Yukio KURANO, et al.
	Art Unit	2616
	Examiner Name	Christopher O. Onuaku
Total Number of Pages in This Submission <b>7</b>	Attorney Docket No.	MTS-3110US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): > Return postcard > Copies: 1. IDS and PTO 1449 filed 08/03/99 2. returned postcard
Remarks:		
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT		
Firm Name	RatnerPrestia	
Signature	<i>Daniel N. Calder</i>	
Printed Name	Daniel N. Calder	
Date	March 15, 2006	Reg. No. 27,424

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	<i>Fran Petrillo</i>
Typed or Printed Name	Fran Petrillo
Date	March 15, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

BEST AVAILABLE COPY

Application No. 09/355,690

MTS-3110US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER  
MAR 15 2006

Appln. No: 09/355,690  
Applicant: Y. Kurano et al.  
Filed: August 3, 1999  
Title: DATA PROCESSING SYSTEM, RECORDER/REPRODUCER,  
DATA PROCESSING METHOD AND FILE MANAGING METHOD  
TC/A.U.: 2616  
Examiner: Christopher O. Onuaku  
Confirmation No. 6804  
Docket No. MTS-3110US

**PETITION UNDER 37 C.F.R. §1.181 FOR**  
**CONSIDERATION OF INFORMATION DISCLOSURE STATEMENTS**

**Mail Stop Issue Fee**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R :

This Petition is filed in view of the Supplemental Notice of Allowability issued February 27, 2006.

In a Petition under 37 CFR 1.181 filed December 23, 2004, Applicants requested that the Examiner consider references cited both in the Information Disclosure Statement filed August 3, 1999 and the Supplemental Information Disclosure Statement filed December 21, 2004. The Supplemental Notice of Allowability did acknowledge consideration of the references filed with the Supplemental Information Disclosure Statement, but it did not acknowledge the references filed with respect to the Information Disclosure Statement filing August 3, 1999.

With respect to the Information Disclosure Statement of August 3, 1999, Applicants indicated that the enclosed references, while not in the English language, were cited by a foreign Patent Office in a counterpart foreign application. Thus, under MPEP Section 609A(3), second paragraph a concise explanation was therefore provided in an English language version of the Search Report which

BEST AVAILABLE COPY

Application No. 09/355,690

MTS-3110US

requires that the Examiner acknowledge that he has considered the identified references. Applicants therefore request that the Examiner consider and acknowledge consideration of such references, by returning to Applicants a copy of the Form PTO-1449 attached to the Information Disclosure Statement. For the convenience of the Examiner, another copy of the Information Disclosure Statement filed on August 3, 1999, is attached.

It is respectfully requested that issuance of the above-identified application be suspended until the Information Disclosure Statement has been considered.

Respectfully submitted,

RatnerPrestia



Daniel N. Calder, Reg. No. 27,424  
Attorney for Applicants

DNC/fp

Enclosures: IDS and PTO-1449 as previously filed w/copy of returned postcard

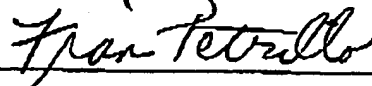
Dated: March 15, 2006

P.O. Box 980  
Valley Forge, PA 19482-0980  
(610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office Fax No. (571) 273-8300 on the date shown below.

March 15, 2006



FP\_J:\MTS\3110\181 PETITION\_02.DOC

COPY

09/355690

AUG 14 1999

August 13 1999

Hon. Commissioner of Patents &amp; Trademarks

Please acknowledge receipt of the document(s) described below by imprinting the Patent &amp; Trademark Office "date-stamp" hereon and returning this card to the addressee indicated on the reverse side. 40.00

FILE NO 015-310 FEE DUE? (YES) NO AMT ENC'D 4232.00NAME: V. Kurano LLCDOCUMENTS: Int'l Apph w/ 31 drawings, EnglishTranslation of Int'l Apph w/ 31 drawings, Jpn (3902)Doc/Pat. Assignment - from 1595, IDS w/ 3 referencesExam 1449 Jap. exam report copy of Pct/1595/316, JFE ReportHelium Amend (spg) w/ Fig. 19, (b) charts

New Nare: Phil Appen.

418 Rec'd PCT/PTO 03 AUG 1999

BEST AVAILABLE COPY

COPY